

February 24, 2004

By Mail and E-Mail

Luly Massaro, Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

Re: Docket 3550 – DPUC Implementation of Federal Communications
Commission’s Triennial Review Order (Mass Market Switching)

Dear Ms. Massaro:

DSCI Corporation (“DSCI”) and InfoHighway Communications Corporation (“InfoHighway”)(collectively, the “Carriers”) submit an original and nine copies of this letter in lieu of pre-filed testimony on issues relative to the continued availability at TELRIC rates of unbundled local switching to mass market customers in Rhode Island under standards articulated in the Federal Communications Commission (“FCC”) Triennial Review Order (“TRO”).¹

The Carriers inform the Public Utilities Commission (the “Commission”) and the parties that they will not submit pre-filed testimony. The Carriers are confident that Verizon has not met, and cannot meet, its burden of proving that access to mass market enterprise switching is no longer impaired in Rhode Island under 47 U.S.C. § 251 and the TRO. Access to unbundled local switching is critical to enabling state-wide competition for mass market customers in Rhode Island. Nevertheless, as the Carriers only have recently begun serving local customers, we have not secured large enough customer bases to justify the resources needed to present and defend pre-filed testimony on the switching impairment issues. The Carriers will instead rely on the testimony of other competitive local exchange carriers that address access to unbundled local switching in

¹ Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, CC Docket No. 96-98; and Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98-147, FCC 03-36 (rel. August 21, 2003).

this proceeding. We expect to participate in the hearings and submit briefs to aid the Commission's analysis of the evidence presented.

Please feel free to contact the undersigned counsel at 617-457-4062 if you have any questions.

Respectfully submitted

DSCI and INFOHIGHWAY

By their attorney,

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cc: Service List